

**IN THE UNITED STATES DISTRICT COURT**  
**FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

<b>UNITED STATES OF AMERICA :</b>	<b>DATE FILED:</b> _____
	:
v.	:
	:
<b>ROGER SMITH</b>	<b>CRIMINAL NO.</b> _____
	:
	<b>VIOLATIONS:</b>
	<b>18 U.S.C. §922(g)(5)(A)</b>
	<b>(illegal alien in possession of a firearm</b>
	<b>and ammunition - 1 count)</b>
	<b>21 U.S.C. §853</b>
	<b>Notice of Forfeiture</b>

**INDICTMENT**

**COUNT ONE**

**THE GRAND JURY CHARGES THAT:**

On or about December 10, 2004, in Temple, in the Eastern District of Pennsylvania,  
defendant

**ROGER SMITH**

knowingly and intentionally possessed a firearm, that is a Kel-Tec, Model P-11, 9 millimeter,  
semi-automatic handgun, with serial number obliterated, loaded with 1 live round and a magazine  
loaded with 10 rounds, and, was, at that time, an alien illegally and unlawfully in the United  
States.

In violation of Title 18, United States Code, Section 922(g)(5)(A).

**NOTICE OF FORFEITURE**

**THE GRAND JURY CHARGES THAT:**

1. As a result of the violation of Title 18, United States Code, Section 922(g)(5)(A) set forth in Count One of this indictment, the defendant

**ROGER SMITH**

shall forfeit to the United States of America, all firearms and ammunition involved in the commission of this offense, including,  
but not limited to:

- (a) one Kel-Tec, Model P-11, 9 millimeter semi-automatic handgun, serial number obliterated;
- (b) 10 live rounds of 9 millimeter ammunition.

All pursuant to Title 28, United States Code, Section 2461(c) and Title 18, United States Code, Section 924(d).

**A TRUE BILL:**

\_\_\_\_\_  
**FOREPERSON**

\_\_\_\_\_  
**PATRICK L. MEEHAN**  
**United States Attorney**